

# Fiscal Note

State of Alaska  
2021 Legislative Session

Bill Version:	CSSSHB 5(STA)
Fiscal Note Number:	6
(H) Publish Date:	5/6/2021

Identifier: HB005-DPS-AST-03-23-21  
Title: SEXUAL ASSAULT; DEF. OF "CONSENT"  
Sponsor: TARR  
Requester: (H) State Affairs

Department: Department of Public Safety  
Appropriation: Alaska State Troopers  
Allocation: Alaska State Trooper Detachments  
OMB Component Number: 2325

## Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2022 Appropriation Requested	Included in Governor's FY2022 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2022	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	FY 2027
Personal Services	1,589.1		1,589.1	1,589.1	1,589.1	1,589.1	1,589.1
Travel	177.2		163.0	163.0	163.0	163.0	163.0
Services	348.2		259.3	259.3	259.3	259.3	259.3
Commodities	85.4		85.4	85.4	85.4	85.4	85.4
Capital Outlay	514.8		115.5	115.5	115.5	115.5	115.5
Grants & Benefits							
Miscellaneous							
<b>Total Operating</b>	<b>2,714.7</b>	<b>0.0</b>	<b>2,212.3</b>	<b>2,212.3</b>	<b>2,212.3</b>	<b>2,212.3</b>	<b>2,212.3</b>

## Fund Source (Operating Only)

1004 Gen Fund (UGF)	2,714.7		2,212.3	2,212.3	2,212.3	2,212.3	2,212.3
<b>Total</b>	<b>2,714.7</b>	<b>0.0</b>	<b>2,212.3</b>	<b>2,212.3</b>	<b>2,212.3</b>	<b>2,212.3</b>	<b>2,212.3</b>

## Positions

Full-time	7.0		7.0	7.0	7.0	7.0	7.0
Part-time							
Temporary							

## Change in Revenues

None							
<b>Total</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**Estimated SUPPLEMENTAL (FY2021) cost:** 0.0 (separate supplemental appropriation required)

**Estimated CAPITAL (FY2022) cost:** 0.0 (separate capital appropriation required)

**Does the bill create or modify a new fund or account?** No  
(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)

## ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
If yes, by what date are the regulations to be adopted, amended or repealed?

## Why this fiscal note differs from previous version/comments:

Not applicable, initial version.

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## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2021 LEGISLATIVE SESSION

## Analysis

This bill expands on the elements of the crimes of Sexual Abuse of a Minor (SAM) in the First and Second Degrees to include certain suspects who offend against children between the ages of 13 and 17 years and who are at least ten years younger than the offender. The bill creates a new crime by expanding currently legal behavior to be considered serious felony behavior. It is expected this change will cause an increase in the volume of sexual assaults reported to the Alaska State Troopers (AST) and a significant workload increase for the Department of Public Safety (DPS) along with the commensurate costs.

It is estimated that DPS will need a total of seven (7) commissioned positions; one each in Anchorage, Wasilla, Kenai, Fairbanks, Bethel, Nome, and Kotzebue. First year annual costs include \$1,589,100 in personal services for four (4) permanent full time (PFT) State Trooper Investigator positions, three (3) PFT State Trooper positions, and overtime costs to retrain existing State Troopers, Investigators, and Sergeants. This is a conservative estimate as we do not know how many additional positions this may require in the future to address increased caseloads. The current caseloads for serious felony crimes are already at untenable levels. Felony investigations, particularly unclassified felonies such as SAM 1's, are time and resource intensive. Felony investigations can span weeks or months. Case officers also participate in the prosecution process and attend sometimes weeks' worth of trial testimony, making that trooper unavailable to complete other investigative work. Even 1-2 additional investigations a month per listed region added under this statute will result in the need for an additional trooper to take on those investigations. They cannot be absorbed within current workloads.

The changes in both statutes and consent definitions will require extensive retraining of all law enforcement officers in Alaska. First year annual travel costs totaling \$177,200 include field visits and training, relocation, and twelve (12) two-day trainings to retrain commissioned staff.

Contractual costs totaling \$348,200 include the vehicle operating costs and fuel, training, telecommunications, and new hire testing such as physical, psychological, and polygraph.

Supply costs totaling \$85,400 include consumables such as a computer, uniform, ammunition, etc. First year annual capital outlay costs totaling \$514,800 include the cost of new vehicles, vehicle upfit of equipment, radars, portable radios, firearms, and ballistic gear.

Second and subsequent years costs are estimated at \$2,212,300 which includes annual personal services costs for the seven (7) new positions and annual costs for travel, contractual, supplies, and capital outlay. This allows for ongoing investigations, training, and replenishment of consumables.